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**HAMILTON & TERRILE, LLP**

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Austin, Texas 78759  
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**FACSIMILE COVER SHEET**

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DATE: August 17, 2004

TO: USPTO  
Attn: Examiner Mike Yigdall

FACSIMILE NO.: 703-746-9707  
TELEPHONE: 703-305-0352

FROM: Kent B. Chambers  
Hamilton & Terrile, LLP

SUBJECT: USSN 09/978,470

This transmittal consists of 11 page(s), including this cover sheet.

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MESSAGE:

Per your request, attached are copies of the Response to Missing Parts Notice filed on December 14, 2001, which includes the signed Declarations and stamped postcard.

Please let us know if you require anything further. Thank you.

**BEST AVAILABLE COPY**

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If you do not receive all pages, please call (512) 338-9100.

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipient(s) names above. This message may be attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us by mail. Thank you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Plain, Kevin Richard; Rohloff, Thomas John  
Assignee: Trilogy Development Group, Inc.  
Title: Automated Configuration of Systems Comprising Product Components  
of Heterogeneous Contexts  
Serial No.: 09/978,470 Filing Date: October 16, 2001  
Examiner: Unknown Group Art Unit: Unknown  
Docket No.: M-12331 US Client Ref. No.: T00089

Austin, Texas  
December 13, 2002

BOX MISSING PARTS  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION - FILING DATE GRANTED

Commissioner:

In response to the "Notice to File Missing Parts of Nonprovisional Application -- Filing Date Granted" mailed by the United States Patent and Trademark Office on November 15, 2001, the following documents are enclosed to complete the filing of the above-identified patent application:

1. Declarations executed in counterpart by the inventors in compliance with 37 C.F.R. § 1.63 (6 pages); and
2. Copy of Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted (1 page).

823050 v1

- 1 -

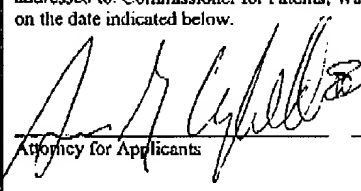
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The United States Patent and Trademark Office is hereby authorized to charge the following fees to Deposit Account No. 19-2386:

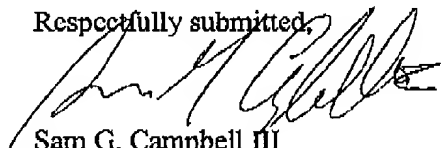
- |    |                                                                                           |           |
|----|-------------------------------------------------------------------------------------------|-----------|
| 1. | Surcharge for filing declaration on a date later than the filing date of the application. | \$130.00  |
| 2. | Statutory basic filing fee.                                                               |           |
| 3. | TOTAL FEES:                                                                               | \$ 130.00 |

The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account No. 19-2386.

It is hereby respectfully submitted that the enclosed documents complete the filing of the above-identified patent application and justify the filing date of October 16, 2001. Please telephone the undersigned at (512) 794-3600, if there are any questions. This form is being submitted in duplicate.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.	
 Attorney for Applicants	12/14/01 Date of Signature

Respectfully submitted,

  
Sam G. Campbell III  
Reg. No. 42,381  
Attorney for Applicants



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/978,470	10/16/2001	Kevin Richard Plain	M-12331 US

CONFIRMATION NO. 5114

## FORMALITIES LETTER



\*0000000007075878\*

SKJERVEN MORRILL MacPHERSON LLP  
25 Metro Drive, Suite 700  
San Jose, CA 95110-1349

Date Mailed: 11/15/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

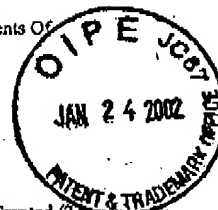
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WASHINGTON, D.C. 20231**

Applicants: Plain, Kevin Richard.; Rohloff, Thomas John  
Assignee: Trilogy Development Group, Inc.  
Title: Automated Configuration Of Systems Comprising Product Components Of  
Heterogeneous Contexts  
Serial No.: 09/978,470  
Filed: October 16, 2001  
Atty Docket No.: M-12331 US

RECEIVED  
BY DOCKET DEPT.

FEB 05 2002



**ENCLOSED:**

1. This Return Receipt Postcard;
2. Response to Notice to File Missing Parts of Nonprovisional Application -- Filing Date Granted (2 pages) (in duplicate);
3. Copy of Notice to File Missing Parts of Nonprovisional Application -- Filing Date Granted (1 page); and
4. Declarations (6 pages) (executed in counterparts).

SGC/CC/ms

December 14, 2001

829182 v1

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